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PATENT

Customer No. 20,995

SYNEYE.002A (formerly QLT.002A)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: Legerton et al.

Appl. No.

10/657,061

Filed

: September 5, 2003

For

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SYSTEM AND METHOD

Examiner

Jessica T. Stultz

Group Art Unit

2873

CERTIFICATE OF FAX TRANSMISSION

1 hereby certify that this correspondence and all marked attachments are being facsimile transmitted to the Patent and Trademark Office on the date shown below:

Grue A. Villabe Rew. No. 54.511

SUPPLEMENTAL RESPONSE TO FINAL OFFICE ACTION MAILED AUGUST 26, 2004

Mail Stop AF

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This paper is a supplemental response to the Final Office Action mailed August 22, 2005 (Office Action). Applicant herewith submits the executed Declaration of Joseph T. Barr Pursuant to 37 C.F.R. § 1.132 and the executed Declaration of Dr. James A. Boucher Pursuant to 37 C.F.R. § 1.132, as referenced and discussed in the "Amendment After Final," which Applicants filed on January 23, 2006.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: Jon. 97, 2006

By:

Josué A Villalta

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